

SENATE BILL No. 27

DIGEST OF INTRODUCED BILL

Citations Affected: IC 8-6-7.5-3.

Synopsis: Railroad obstructions at grade crossings. Imposes civil penalties on railroad corporations for obstructions of grade crossings that exceed 10 minutes. Provides that the civil penalties are in addition to any judgments for infractions.

Effective: July 1, 2015.

Kruse

January 6, 2015, read first time and referred to Committee on Homeland Security & Transportation.



First Regular Session 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 27

A BILL FOR AN ACT to amend the Indiana Code concerning transportation.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 8-6-7.5-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. **(a)** A railroad
3 corporation, **a** conductor, or **an** engineer who violates this chapter
4 commits a Class C infraction. However, no conductor or engineer
5 acting under the rules or orders of the railroad corporation or its
6 supervisory personnel may be prosecuted for such a violation.
7 **(b) In addition to a judgment for a Class C infraction under**
8 **subsection (a), a railroad corporation, a conductor, or an engineer**
9 **who violates section 1 of this chapter is subject to an additional**
10 **civil penalty as follows:**
11 **(1) For a violation of not longer than twenty (20) minutes, five**
12 **hundred dollars (\$500).**
13 **(2) For a violation that exceeds twenty (20) minutes but not**
14 **longer than twenty-five (25) minutes, seven hundred dollars**
15 **(\$700).**
16 **(3) For a violation that exceeds twenty-five (25) minutes but**



1 not longer than thirty (30) minutes, nine hundred dollars
2 (\$900).

3 (4) For a violation that exceeds thirty (30) minutes:

4 (A) one thousand dollars (\$1,000); plus

5 (B) five hundred dollars (\$500) for each full or partial five

6 (5) minute increment for which the violation continues
7 exceeding thirty (30) minutes.

8 A civil penalty imposed and collected under this subsection shall be
9 deposited in the same manner as a judgment for a Class C
10 infraction.

